

110TH CONGRESS  
2D SESSION

# H. R. 7304

To amend the Controlled Substances Act to address the use of intrathecal pumps.

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## IN THE HOUSE OF REPRESENTATIVES

NOVEMBER 20, 2008

Mr. GOHMERT introduced the following bill; which was referred to the Committee on Energy and Commerce, and in addition to the Committee on the Judiciary, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned

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## A BILL

To amend the Controlled Substances Act to address the use of intrathecal pumps.

1       *Be it enacted by the Senate and House of Representa-*  
2       *tives of the United States of America in Congress assembled,*

3       **SECTION 1. INTRATHECAL PUMPS.**

4       Section 102(10) of the Controlled Substances Act (21  
5       U.S.C. 802(10)) is amended—

6               (1) by striking “The term ‘dispense’ means to  
7       deliver” and inserting the following: “(A) The term  
8       ‘dispense’ means—

9               “(i) to deliver”;

1           (2) by striking “such delivery.” and inserting  
2           the following: “such delivery; or

3           “(ii) to deliver a controlled substance by a phar-  
4           macy to a practitioner, pursuant to the prescription  
5           of the practitioner, where such controlled substance  
6           is to be administered through the use of an  
7           intrathecal pump by the practitioner acting in the  
8           usual course of professional practice.”;

9           (3) by striking “The term ‘dispenser’ means”  
10          and inserting the following:

11          “(B) The term ‘dispenser’ means”; and

12          (4) by striking “to an ultimate user or research  
13          subject”.

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